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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

ERIC WILLIAM CARVER,)	Case No.: 1:20-CV-00565-SKO
)	
)	STIPULATION FOR VOLUNTARY
)	REMAND PURSUANT TO SENTENCE
)	FOUR OF 42 U.S.C. § 405(g); ORDER
Plaintiff,)	
)	
v.)	(Doc. 28)
KILOLO KIJAKAZI, ¹)	
Commissioner of Social Security)	
)	
Defendant.)	
)	
)	

IT IS HEREBY STIPULATED, by and between the parties, through their undersigned attorneys, and with the approval of the Court, that the Commissioner of Social Security has agreed to a voluntary remand of this case pursuant to sentence four of 42 U.S.C. § 405(g). The purpose of the remand is to offer Plaintiff a new decision.

¹ Kilolo Kijakazi became the Acting Commissioner of Social Security on July 9, 2021. Pursuant to Rule 25(d) of the Federal Rules of Civil Procedure, Kilolo Kijakazi should be substituted, therefore, for Andrew Saul as the defendant in this suit. No further action need be taken to continue this suit by reason of the last sentence of section 205(g) of the Social Security Act, 42 U.S.C. § 405(g).

On remand, the Commissioner will conduct any necessary further proceedings and issue a new decision. The parties further request that the Clerk of the Court be directed to enter a final judgment in favor of Plaintiff, and against Defendant, reversing the final decision of the Commissioner.

Respectfully submitted,

Dated: November 12, 2021

/s/Jonathan Omar Pena *

(*as authorized via e-mail on 11/12/21)

JONATHAN OMAR PENA

Attorney for Plaintiff

Dated: November 12, 2021

PHILLIP A. TALBERT

Acting United States Attorney

DEBORAH LEE STACHEL

Acting Regional Chief Counsel, Region IX

Social Security Administration

By: /s/Marcelo Illarmo

MARCELO ILLARMO

Special Assistant United States Attorney

Attorneys for Defendant

ORDER

Based upon the parties' Stipulation to Voluntary Remand Pursuant to Sentence Four of 42 U.S.C. § 405(g) ("Stipulation to Remand") (Doc. 28), and for cause shown,

IT IS HEREBY ORDERED that the above-captioned action is remanded to the Acting Commissioner of Social Security for further proceedings consistent with the terms of the Stipulation to Remand.

The Clerk of Court is hereby DIRECTED to: (1) enter judgment in favor of Plaintiff Eric William Carver and against Defendant Kilolo Kijakazi, Acting Commissioner of Social Security; and (2) administratively close this file.

IT IS SO ORDERED.

Dated: November 15, 2021

/s/ Sheila K. Oberto

UNITED STATES MAGISTRATE JUDGE

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